

## The Commonwealth of Massachusetts

### DEPARTMENT OF TELECOMMUNICATIONS AND ENERGY

November 30, 2005

#### NOTICE OF FILING AND PUBLIC HEARING

D.T.E. 05-84

Petition of Boston Edison Company, Cambridge Electric Light Company and Commonwealth Electric Company, d/b/a/ NSTAR Electric, for approval of revised tariffs M.D.T.E. Nos. 100A, 101A, 200A, 201A, 300A and 301A relating to the terms and conditions for distribution services and competitive suppliers.

On November 21, 2005, Boston Edison Company, Cambridge Electric Light Company and Commonwealth Electric Company, d/b/a/ NSTAR Electric (together, "NSTAR" or "Company"), filed with the Department of Telecommunications and Energy ("Department"), proposed revised tariffs M.D.T.E. Nos. 100A, 101A, 200A, 201A, 300A and 301A, with an effective date of January 1, 2006. The proposed tariff revisions relate to NSTAR's terms and conditions for distribution services and competitive suppliers.

According to the Company, the proposed tariff revisions are designed to address load volatility relating to the practice of certain retail competitive suppliers switching large commercial and industrial ("C&I") customers on and off of basic/default service multiple times within a short period of time. The Company contends that this practice has resulted in increased basic/default service prices for those customers that are unable to take advantage of multiple switching. The proposed tariff revisions prohibit customers taking basic/default service from returning to the same retail competitive supplier that previously served them for a period of six months from the effective date of the change from competitive generation service to basic/default service.

NSTAR's tariff filing has been docketed as D.T.E. 05-84. The Department has suspended the tariffs for further investigation until February 1, 2006. The Company has requested that the Department review the revised tariffs on or before January 11, 2006, in order to implement the changes for its next scheduled basic/default service procurement for large C&I customers.

D.T.E. 05-84

The Department will conduct a public hearing to receive comments on the Company's filing. The hearing will take place on **Monday December 19, 2005**, at 10:00 a.m. at the Department's offices, One South Station - 2<sup>nd</sup> Floor, Boston, Massachusetts 02110. A technical conference will take place immediately following the public hearing. Any person who desires to comment may do so at the time and place noted above or submit written comments to the Department not later than the close of business (5:00 p.m.) on **December 19, 2005**.

An original and three (3) copies of all written comments must be filed with Mary L. Cottrell, Secretary, Department of Telecommunications and Energy - One South Station - 2<sup>nd</sup> Floor, Boston, Massachusetts 02110 not later than the close of business on the date noted above. One copy of all written comments should also be sent to the Company's attorney, John K. Habib, Esq., Keegan Werlin LLP, 265 Franklin Street, Boston, Massachusetts 02110-3113.

All written comments also should be submitted to the Department in electronic format using one of the following methods: (1) by e-mail attachment to <a href="mailto:dte.efiling@state.ma.us">dte.efiling@state.ma.us</a> and <a href="mailto:jeanne.voveris@state.ma.us">jeanne.voveris@state.ma.us</a> or (2) on a 3.5" disk, IBM-compatible format. The text of the e-mail or the disk label must specify: (1) the docket number of the proceeding (D.T.E. 05-84), (2) name of the person or company submitting the filing, and (3) a brief descriptive title of the document. The electronic filing should also include the name, title and phone number of a person to contact in the event of questions about the filing. Text responses should be written in either Corel Word Perfect (naming the document with a ".wpd" suffix), in Microsoft Word (naming the document with a ".doc" suffix), or as an Adobe PDF file (naming the document with a ".pdf" suffix). Data or spreadsheet responses should be compatible with Microsoft Excel. All written pleadings or comments submitted in electronic format will be posted on the Department's Website, <a href="http://www.mass.gov/dte">http://www.mass.gov/dte</a>.

The Company's filing may be inspected at the Department's offices during normal business hours (Monday through Friday, 9:00 a.m. to 5:00 p.m.) and on the Department's Website. Any person desiring further information regarding the Company's filing should contact the Company's attorney, John K. Habib, Esq. at (617) 951-1400.



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Boston Edison Company, Cambridge Electric Light Company and Commonwealth Electric Company, d/b/a/ NSTAR Electric (together, "NSTAR" or "Company") shall, no later than fourteen (14) days prior to December 19, 2005, publish the attached notice in either the Boston Globe or Boston Herald. NSTAR shall also serve a copy of the notice on all licensed competitive electric suppliers and brokers in Massachusetts, provide actual notice to any person who has filed a request for notice with the Company, and provide a copy of this notice to all participants in Default Service Pricing and Procurement, D.T.E. 99-60; and Default Service, D.T.E. 02-40. The Company is required to make return of service at the time of the public hearing.